

### REMARKS/ARGUMENTS

Applicant would like to thank the Examiner for the careful consideration given the present application.

Claims 1 and 2 stand rejected under 35 U.S.C. 102(e) as being anticipated by Lee (U.S. Patent No. 6,418,330). For at least the following reasons the Examiner's rejection is respectfully traversed.

Lee does not disclose or teach "an audio decoding unit for decoding the audio data stored in the encoded data storing unit to the audio signal" *and* "a communication control unit for switching a base station, wherein the *function of the audio decoding unit is provided in another circuit block* that does not depend on the operation of a *circuit block functioning as the communication control unit*" as recited in claim 1 (emphasis added). Claim 2 contains similar language.

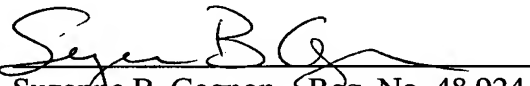
The Office Action refers to Lee on col. 4, lines 6-9, as inherently teaching an audio decoding unit (Office Action 07/13/2006, page 3). Lee discloses that a ring tone generator 360 generates a selected ring tone upon receipt of an incoming call, *under the control of the controller 320* (col. 4, lines 6-9 and lines 31-34). Since the Lee ring tone generator 360 is under the control of the controller 320, the function of the ring tone generator 360 *depends* on the operation of the controller 320. Thus, Lee fails to disclose or teach that the function of the ring tone generator is provided in another circuit block that does not depend on the operation of a circuit block functioning as the controller. Therefore, Lee does not disclose or teach all the elements of the claimed invention.

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Response dated October 6, 2006  
Reply to Office Action dated July 13, 2006

In light of the foregoing, it is respectfully submitted that the present application is in a condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in a condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

If there are any additional fees resulting from this communication, please charge same to our Deposit Account No. 16-0820, our Order No. 37504.

Respectfully submitted,  
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